

RICHARD K. GROSBOLL, State Bar No. 99729
 BENJAMIN K. LUNCH, State Bar No. 246015
 SONYA M. GORDON, State Bar No. 232600
 NEYHART, ANDERSON, FLYNN & GROSBOLL
 44 Montgomery Street, Suite 2080
 San Francisco, CA 94104
 Tel. (415) 677-9440
 Fax (415) 677-9445
 Email: rgrosboll@neyhartlaw.com
blunch@neyhartlaw.com
sgordon@neyhartlaw.com

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

INTERNATIONAL BROTHERHOOD OF)
 ELECTRICAL WORKERS DISTRICT 9)
 PENSION PLAN; NORTHERN)
 CALIFORNIA-NORTHERN NEVADA)
 SOUND & COMMUNICATION DISTRICT)
 No. 9 HEALTH & WELFARE TRUST FUND;)
 NORTHERN CALIFORNIA-NORTHERN)
 NEVADA SOUND & COMMUNICATION)
 DISTRICT No. 9 APPRENTICESHIP &)
 TRAINING COMMITTEE; JOHN)
 O'ROURKE, as Trustee of the above,)

Plaintiffs,

vs.

SOLANO COMMUNICATIONS, INC., a
 California Corporation.

Defendant.

Case No. 10-CV-1280-LHK

**[Proposed] CONTINGENT ORDER OF
 DISMISSAL**

Judge: Hon. Lucy H. Koh

Location: 280 South 1st Street
 San Jose, CA 95113

Courtroom: Courtroom 4, 5th Floor

1 ~~[PROPOSED]~~ ORDER:

2 The parties hereto, having advised the Court that they have agreed to a settlement of this
3 action; IT IS HEREBY ORDERED that this action is dismissed without prejudice, provided,
4 however, that if any party hereto shall certify to this Court, with proof of service of copy thereon
5 on the Defendant or its counsel that the agreed consideration for the settlement has not been
6 delivered over, the foregoing Order shall vacated by this Court and this action shall forthwith be
7 restored to the calendar. Plaintiffs may then insert the appropriate amount owed and file the
8 Stipulation for Entry of Judgment referred to in the above Stipulation. Judgment will then be
9 entered forthwith.

10
11 IT IS SO ORDERED.

12 Dated: November 22, 2010



U.S. District Court Judge